

ANARCHY OR PERSECUTION IN IDAHO MURDER TRIAL?

**Desperate Struggle Begun;
Aim to Send Miners' Leaders
To the Gallows As Assassins**

**Terrible Tragedy in Western Mining Town in
Which Former Governor Frank Steunenberg
Was the Victim of a Bomb.**

BOISE, Idaho, May 11.—Anarchy or persecution, is the question asked by all who have followed the case of Moyer, Haywood, and Pettibone, charged jointly with slaying former Gov. Frank Steunenberg at Caldwell in December, 1906.

Issues between labor and capital were never in such sharp conflict as in the discussion of this case, which will doubtless prove the most sensational and stubbornly fought homicide trial in the history of the United States. Organized labor is on its mettle, and will fight to the last ditch to establish the innocence of the three accused men, who are officers of the Western Federation of Miners. More than \$1,000,000 has been contributed by unionists throughout the country for the defense of these men. Thousands of letters containing expressions of sympathy and hope have been received by the accused.

President Roosevelt's expression "undesirable citizens," which he used in a letter referring to the accused Federation officers, will figure in the trial. Secretary Taft's speech in Idaho will also be used, as will Governor Gooding's last message, and the action of the Idaho Legislature in appropriating special funds for prosecuting the accused men.

Strong Feeling Pro and Con.

Woven into the warp and woof of the trial is the strongest imaginable feeling for and against organized labor, and Idaho may be placed in the position of being unable to furnish twelve men without prejudice or bias to try the alleged assassins.

Belief in the fact that they could not get a fair and impartial trial in Caldwell, where Governor Steunenberg was blown into atoms by a bomb, caused Moyer, Haywood, and Pettibone to ask for a change of venue and that is why this town is stirred up from center to circumference by the hearing.

The trial of William D. Haywood, secretary and treasurer of the federation, is now on and probably will continue for weeks.

Fifty talemsmen summoned to serve as

jurors were examined by the State and defense on Thursday. Out of this number three men were seated in the box. Judge Wood, who will preside at the trial, ordered 100 additional veniremen summoned to report in the court room at 2 o'clock Monday afternoon. It is believed that the three men will be challenged peremptorily or for cause. Little hope is entertained of getting any qualified jurors out of the 100 men who are to report Monday.

Haywood was called to trial first because the State believes it has the strongest case against him. He is said to have been the brains of the federation. One hundred and fifty-one witnesses will be called by the State.

Orchard Chief Witness.

Chief among these are Harry Orchard, a member of the federation, who confessed that he set off the bomb which precipitated Governor Steunenberg into eternity; former Governor James Peabody, of Colorado; Miss Cora Peabody, W. E. Carlton, C. C. Hamlin, president and secretary respectively of the Mine Owners' Association of Cripple Creek; General Sherman, of Colorado; Bulkley Wells, adjutant general of Colorado; Julian Steunenberg, brother of the murdered governor; Steve Adams, an alleged accomplice of Orchard; Frank A. Fenn, of the Interior Department, in charge of Idaho forest reserves; James McParland, the famous detective who wrung a confession from Orchard, and other sleuths who worked on the Molly Maguire case in Pennsylvania during the '70s.

Examination of talemsmen by counsel for the defense took a wider latitude than that of the State. Each man who stepped to the box was asked if he had read President Roosevelt's "undesirable citizen" letter, Secretary Taft's speech, or Governor Gooding's message. All were asked if they had any prejudice for or against labor unions. Bias on either side was cause for excusing the talemsman.

Haywood is confident of acquittal, although the State's representatives claim they can establish a prima facie case of malicious murder with their first



witness, Harry Orchard, who confessed that he murdered Governor Steunenberg at the dictation of Haywood and others for a consideration of \$3,800.

Haywood's conviction would legally establish the fact that anarchy has been raging rampant in Idaho and in fact throughout the West. Acquittal would prove that the Federation officers have been unjustly suspected and persecuted.

Motive in the Murder.

That Governor Steunenberg was murdered by some one with a motive that can be no doubt. The State contends that the Federationists had the strongest motive and in addition had breathed maledictions against Steunenberg.

The State's representatives promise to produce a story of crime, assassination and wholesale murder that will overshadow anything of its kind ever revealed.

On the other hand the defense says it will prove that so desperate had the mine owners become in their efforts to disrupt the Federation of Miners that they actually employed an assassin to slay Governor Steunenberg and then

fasten the crime on officials of the Federation.

The trial will represent the expenditure of more money than any action ever before brought into court in this country. The State of Idaho has already expended \$54,000 in the preparation of the case, and it looks as though the additional \$50,000 appropriated by the Legislature in March for the prosecution of the case, will be exhausted before the trial ends.

It is estimated that individuals have spent \$50,000 in getting evidence and they stand ready to spend that much more if necessary. Officials of the Federation allege that many thousands of dollars have been contributed to the prosecution by the Mine Owners' Association. Conservative estimates of the cost of the prosecution place the amount between \$150,000 and \$175,000.

The Western Federation's special subscription fund for the defense has reached the \$250,000 mark and grows daily. Many sums of this size and even larger have been sent here from all parts of the country. Supporters of the

accused men say they will spend the last penny of the million dollars to clear them.

Governor Strong in Principle.

No fouler crime ever shocked this country than the cold-blooded and wanton murder of Governor Steunenberg. He was a plain, democratic, sturdy, honest citizen of enormous stature and physique, and did his duty when he first saw it. He was a man who stood for principle and peace, and was swayed by no party or power save his own mind. After serving as governor he engaged in banking and ranching in Caldwell, where he lived with his family.

Behind the slaying of Governor Steunenberg is a story of storm and strife between the mine owners and the miners of the West. Back in the '80s the owners formed an association against which the miners could not fight. It was up to the men who wielded the pick and shovel to accept whatever wages and hours the owners saw fit to give them, or starve for want of work. There were many strikes, but all ended in smoke, and the miners returned to work whipped and broken in spirit. Numerous attempts were made to band the workers together but dissension in the ranks operated against this necessary move. Met by frequent demands for more pay and better conditions the association presented a solid front, and a flat refusal to the miners.

In 1892 the trouble became so acute that it was necessary to send troops to the scene of the trouble. On May 15 of that year the mine workers got together and organized the Western Federation of Miners. For the first time in history the workers were welded in a firm, compact organization, and within a few weeks were as strong as the owners. It was not long before all the mining district west of the Mississippi was embraced in the ranks of the Federation.

Beginning of Outrages.

At the height of the trouble in 1902 Adjutant General T. J. Tarsney, of Colorado, who had labored to preserve peace between the owners and miners incurred the displeasure of the members of the association because of his sympathy with the workers. On a dark, starless night a mob kidnaped him at Colorado Springs, took him to the woods applied a coat of warm tar and fuzzy feathers to his naked person. This was like dropping a lighted match in a can of powder and outrage after outrage followed. For every act laid at the door of the owners the miners retaliated with a similar deed. Scores of men were killed during the strife, but for every miner's victim there can be found a grave made by hired assassins paid by the owners.

Steunenberg's appearance on the scene caused further trouble. He was a union man, but, for some reason or other, was not in sympathy with the struggling miners. When he was inducted into office he gave everyone to understand that he was governor of the State and would govern the people. He used the word governor in the literal sense and told the miners and owners that he intended having peace.

Steunenberg was a farmer, seven feet tall, absolutely fearless, strong minded, determined. He had his own ideas as to his duty and he promptly put them into execution. He announced that disorder in the mining districts must cease. A

score had already fallen on either side in the conflict, and the entire Western section of the country was in an uproar, with Idaho as the storm center.

Origin of Famous "Bull Pen."

In the meantime, negro troops sent by the Federal Government were scouring the country and bringing in hundreds of miners bound together with ropes. Orders were issued to arrest miners wherever they were found. They were herded in box cars at first and later thrown into the notorious "bull pen," a high stockade surrounded with a barbed-wire fence, and patrolled inside and out by troops, within which more than 1,000 miners were confined, compelled to perform menial services for the negro troops, clubbed and prodded, and subjected daily to third degree proceedings. Most of them were kept prisoners during the entire summer.

It is represented by Steunenberg's friends that he received frequent threats of violence, but paid little attention to them, and while the struggle between the mine owners and the mine workers still went on, the former governor dropped out of public view until the night of December 29, 1906. The governor was held responsible for the indignities heaped upon the miners, and many epithets and threats were openly uttered against him. It is thought by many that his retirement to private life would cause the miners to cease thinking of him, but, like the injured Indian, they always remembered. The State charges that officers of the federal law enforcement to put Steunenberg out of the way because of the continual clamoring by the miners for vengeance. It is further contended that the officers were threatened with the loss of their positions if the score was not evened with the former governor.

Re-elected to Their Positions.

Since their incarceration the officers have been re-elected. The State's representatives, James H. Hawley and United States Senator W. E. Borah, will argue that the re-election of these men is the reward for slaying Steunenberg. The crime which Moyer, Pettibone, and Haywood are alleged to be implicated in occurred in Caldwell on the evening of December 30, 1906. In conception and execution it was worthy of a Thackeray. Hideous, brutal, and appalling are but mild terms to describe the act.

After a hard day's work at his office the former governor started for his home. A brisk wind was fanning snow flakes in his face. Pulling his hat down over his eyes and giving his muffled an extra twist he turned up his overcoat collar and bent into the storm. His thoughts were of home, where a devoted wife and frolicking children awaited his coming. It was but a few days after Christmas—the millennium, as it were, when the knowledge of man was complete and man had forgiven his enemy to his fellow.

From all windows shone the flickering light of candles adorning Christmas trees. The laughter of children could be heard, and they pressed their noses against the window glass to gaze on the lone pedestrian battling his way through the storm.

Just as the night fell softly over the community the stalwart man reached his favorite path leading from the back gate of his home to the kitchen door. Through the window he could see his loving wife and children grouped about the supper table with a chair near the stove reserved for him.

Arriving at the gate he opened it, entered the yard and closed it. Steunenberg was a man who kept things in an orderly way, and always closed his doors and gates.

All Caldwell heard the terrific roar

that followed. Windows were shattered in houses within a radius of five blocks and pandemonium reigned in the town. Hundreds of excited men, women, and children rushed to the spot where they located the sound.

There lay what had once been a man. Torn into shreds and scattered over the yard were fragments of a man who knew no fear. The face was unharmed, but the limbs looked as though they had been chewed by some mammoth machine. The bones were pulverized. A wood splinter, a piece of the gate, was blown into the arms together with many bits of metal. With a convulsive throbb life gushed out of the maimed frame before anyone could reach the former governor, and Frank Steunenberg lay dead, the victim of a cowardly assassin.

Fleet as though winged, the dreadful news traveled within a short time a special train brought the governor of the State to the scene. Groups great and small gathered to discuss the dastardly deed. On all sides the people asked: "Who did the terrible thing?"

Many Threatening Letters.

Then it was remembered that Frank Steunenberg had received many threatening letters because of the rigid authority he had exercised over the offenders at Coeur d'Alene.

Suspicion attached to Thomas Hogan, whose strange conduct in the town of Caldwell had attracted attention. He posed as an insurance agent, but did no soliciting or other work. Headed by Governor Gooding, a posse seized Hogan none too gently and cast him into the Caldwell jail. While there he received many calls and much attention from detectives from the Thiele and Pinkerton agencies.

Put through the third degree Hogan confessed that his name was Harry Orchard and that he was in the employ of men who had an object in removing the former governor. Orchard admitted that he watched Steunenberg for many days and learned the former governor's habits. He declared he put a bomb under Steunenberg's back gate with the intention of murdering him. Orchard stated that \$3,800 was to be his reward for the act.

Orchard said Steve Adams was his accomplice in the Steunenberg murder and other crimes. Adams was arrested in Oregon and taken to the Idaho penitentiary, where McParland claims a complete confession was made, corroborating Orchard in every way and implicating the Western Federation leaders.

Men Secretly Arrested.

Moyer, Haywood, and Pettibone were secretly arrested in Denver on a Sunday night a little more than a year ago. They were virtually kidnaped, being taken to Idaho on a special train and guarded by a party of Idaho officials and detectives. Efforts to gain their release on the ground that their extradition was illegal have failed, and for more than a year they have been held in jail in Idaho, their trials postponed from time to time on grounds of one kind or another.

Orchard will be the principal witness for the State. He will be the first to take the stand because his statements and confession will be rigorously attacked and the prosecution wants to corroborate his testimony with that of other witnesses. Threats have been made against Orchard and other witnesses for the Government, and as almost everyone here is armed, a homicide or two may yet result before the trial is well started.

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Victor 9th, complete, \$60
Victor 10th, complete, \$65
Victor 11th, complete, \$70
Victor 12th, complete, \$75
Victor 13th, complete, \$80
Victor 14th, complete, \$85
Victor 15th, complete, \$90
Victor 16th, complete, \$95
Victor 17th, complete, \$100
Victor 18th, complete, \$105
Victor 19th, complete, \$110
Victor 20th, complete, \$115
Victor 21st, complete, \$120
Victor 22nd, complete, \$125
Victor 23rd, complete, \$130
Victor 24th, complete, \$135
Victor 25th, complete, \$140
Victor 26th, complete, \$145
Victor 27th, complete, \$150
Victor 28th, complete, \$155
Victor 29th, complete, \$160
Victor 30th, complete, \$165
Victor 31st, complete, \$170
Victor 32nd, complete, \$175
Victor 33rd, complete, \$180
Victor 34th, complete, \$185
Victor 35th, complete, \$190
Victor 36th, complete, \$195
Victor 37th, complete, \$200
Victor 38th, complete, \$205
Victor 39th, complete, \$210
Victor 40th, complete, \$215
Victor 41st, complete, \$220
Victor 42nd, complete, \$225
Victor 43rd, complete, \$230
Victor 44th, complete, \$235
Victor 45th, complete, \$240
Victor 46th, complete, \$245
Victor 47th, complete, \$250
Victor 48th, complete, \$255
Victor 49th, complete, \$260
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Victor 51st, complete, \$270
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Victor 60th, complete, \$315
Victor 61st, complete, \$320
Victor 62nd, complete, \$325
Victor 63rd, complete, \$330
Victor 64th, complete, \$335
Victor 65th, complete, \$340
Victor 66th, complete, \$345
Victor 67th, complete, \$350
Victor 68th, complete, \$355
Victor 69th, complete, \$360
Victor 70th, complete, \$365
Victor 71st, complete, \$370
Victor 72nd, complete, \$375
Victor 73rd, complete, \$380
Victor 74th, complete, \$385
Victor 75th, complete, \$390
Victor 76th, complete, \$395
Victor 77th, complete, \$400
Victor 78th, complete, \$405
Victor 79th, complete, \$410
Victor 80th, complete, \$415
Victor 81st, complete, \$420
Victor 82nd, complete, \$425
Victor 83rd, complete, \$430
Victor 84th, complete, \$435
Victor 85th, complete, \$440
Victor 86th, complete, \$445
Victor 87th, complete, \$450
Victor 88th, complete, \$455
Victor 89th, complete, \$460
Victor 90th, complete, \$465
Victor 91st, complete, \$470
Victor 92nd, complete, \$475
Victor 93rd, complete, \$480
Victor 94th, complete, \$485
Victor 95th, complete, \$490
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Victor 97th, complete, \$500
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